

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAKE CHARLES DIVISION**

UNITED STATES OF AMERICA

*** CRIMINAL NO. 2:03-CR-20044
* 2:14-CV-02785

VERSUS

*** JUDGE ROBERT G. JAMES

JOHNNY JOSEPH GREEN

*** MAGISTRATE JUDGE KAY
*

JUDGMENT

For the reasons stated in the Report and Recommendation [Doc. No. 98] of the Magistrate Judge previously filed herein, after a *de novo* review of the record, determining that the findings are correct under the applicable law, and considering the objections to the Report and Recommendation in the record,

IT IS ORDERED, ADJUDGED AND DECREED that the government's Motion to Dismiss [Doc. No. 94] is **GRANTED**.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the defendant's Motion to Vacate, Set Aside, or Correct Sentence [Doc. No. 89] filed pursuant to 28 U.S.C. § 2255 is **DENIED** and **DISMISSED WITHOUT PREJUDICE** for lack of jurisdiction as an unauthorized successive § 2255 motion. The defendant may pursue authorization from the Fifth Circuit to file a successive § 2255 motion on his own, if he so chooses.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the defendant's Motion to Appoint Counsel [Doc. No. 96] is **DENIED**.

Monroe, Louisiana, this 13th day of April, 2018.


ROBERT G. JAMES
UNITED STATES DISTRICT JUDGE